



## REPORT/RECOMMENDATION

<b>To:</b> EDINA CITY COUNCIL	<b>Agenda Item</b> <u>Item No. IV. N.</u>
<b>From:</b> John Keprios, Director  Park and Recreation Department	<input checked="checked" type="checkbox"/> <b>Action</b>  <input type="checkbox"/> <b>Discussion</b>
<b>Date:</b> February 6, 2012	<input type="checkbox"/> <b>Information</b>
<b>Subject:</b> FIRST READING ORDINANCE NO. 2012-04 AMMENDING SECTION 1230.06 TOBACCO USE IN CITY PARKS	

### ACTION REQUESTED:

Staff recommends the City Council approve the attached Ordinance No. 2012-04 that prohibits the use of all forms of tobacco in all Edina parks both indoor and outdoor.

### INFORMATION/BACKGROUND:

At their Tuesday, August 17, 2004, meeting, the City Council voted unanimously to direct the Park Director to establish an additional Regulation, under the authority granted the Park Director in Code 1230.06, to make all Edina parks tobacco-free. As Park Director, I wrote a memo the file on September 1, 2004 (see Attachment) that followed the Council's directive and made the new tobacco-free regulation effective as of Friday, October 15, 2004.

People often visit our website to see if there is a tobacco-free regulation in place for parks but it does not show up in the City Code. Until and unless they see signs in the park, visitors assume that tobacco is allowed in the parks.

The attached proposed ordinance is identical to the Regulation that is currently in place as directed by the City Council at their August 17, 2004 Council meeting. The enforcement of the new ordinance is the same as the Regulation that is currently in place.

### ATTACHMENTS:

- Ordinance No. 2012-04
- September 1, 2004 Memo to the File

**ORDINANCE NO. 2012-04**  
**AN ORDINANCE AMENDING THE EDINA CITY CODE**  
**CONCERNING THE USE OF TOBACCO IN CITY PARKS**

**THE CITY OF EDINA ORDAINS:**

**Section 1.** Chapter 12 of the Edina City Code is amended by adding Section 1230.10 to provide as follows:

**1230.10 Additional Restrictions for Parks.** In addition to the requirements of Subsections 1230.02 and 1230.03, no person in a park shall use tobacco in any form.

**Section 2.** This ordinance is effective immediately upon its passage and publication.

First Reading: February 6, 2012

Second Reading:

Published:

Attest

\_\_\_\_\_  
Debra A. Mangel, City Clerk

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James B. Hovland, Mayor

Please publish in the Edina Sun Current on:  
Send two affidavits of publication.  
Bill to Edina City Clerk

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CITY OF EDINA

# Memo

To: FILE  
From: John Keprios  
CC: Mayor and Council Members, Edina Park Board, and Gordon Hughes.  
Date: September 1, 2004  
Re: TOBACCO-FREE REGULATION.

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At their Tuesday, August 17, 2004, meeting, the City Council voted unanimously to direct the Park Director to establish an additional Regulation, under the authority granted the Park Director in Code 1230.06, to make all Edina parks tobacco-free.

After having discussed the implementation of this new regulation with staff, I have decided to make this new regulation effective as of Friday, October 15, 2004. This new regulation prohibits the use of all forms of tobacco in all Edina parks both indoor and outdoor.